

**DEPARTMENT OF VETERANS AFFAIRS  
IOWA CITY, IOWA #636A8  
JUSTIFICATION FOR OTHER THAN FULL AND OPEN COMPETITION**

**JUSTIFICATION**

In accordance with the requirements of FAR 6.302-1, 6.303, and 6.304, I submit the following justifications:

1. The action being approved is a proposed acquisition of Hermann Miller, as a brand name requirement for modular furnishings in accordance with VAAR 852.236-90 – Restriction on Submission and Use of Equal Products, within solicitation VA-263-09-RA-0211, for project, "Renovate Inpatient Medical/Surgical Ward 7E," at the Iowa City, Iowa, VA Medical Center.
2. The medical center requires the Hermann Miller modular furnishings for office, reception, and medical areas of the stated project. New products must be fully compatible with existing products previously purchased for the Iowa City VA Medical Center and comply with the facility design guidelines. The government estimate for the Hermann Miller modular furnishings is [REDACTED]
3. The statutory authority permitting other than full and open competition is FAR 6.302-1 -- Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements, 41 U.S.C. 253(c)(5), and 38 U.S.C. 8109(b) and VAAR 806.3.
4. Iowa City VAMC currently uses Herman Miller furnishings for all its modular furnishing needs. The brand name furniture is completely customizable and flexible and is interchanged with existing items throughout the facility. Obtaining the same equipment is necessary to maintain continuity throughout the hospital.
5. The solicitation for the construction project containing this requirement shall be posted on FedBizOpps as well as this J&A IAW FAR 5.102(a)(6).
6. It is determined that the anticipated cost to the Government will be fair and reasonable.
7. Market research, the Engineer's and Interior Decorator's personal experience determined that there are no other systems compatible with the Iowa City VA Medical Center's current modular furnishings. However, there are multiple distributors.
8. There are currently no specifications for this requirement that would facilitate full and open competition as the manufacturer's particular brand name product and features are essential to the Government's requirements, and market research indicates other companies' similar products will not meet the agency's needs. The manufacturer's furnishings are currently used throughout the facility and any additional equipment must be compatible with current modular furnishings.
9. There are no sources that have expressed a written interest in the acquisition.

10. There are currently no specifications for this requirement that would facilitate full and open competition. Full and open competition for this specific requirement could be provided if there were additional manufacturers of furnishings compatible with Hermann Miller. As these furnishings are already utilized at the Iowa City, VAMC, the only other option would be to find other manufacturers offering furnishings compatible with the current modular system.

#### APPROVAL

Based on the foregoing findings, I hereby determine, within the meaning of FAR 6.302-1 and in accordance with VAAR 806.304 and the Federal Property and Administrative Services Act of 1949 that:

- a. Hermann Miller modular furnishings for the "Renovate Inpatient Medical/Surgical Ward 7E," construction project

Upon the basis of these justifications, I hereby authorize the sole source solicitation for this procurement and by signing this document certify that the justification is accurate and complete to the best of my knowledge and belief.

  
Contracting Officer

  
DATE